

Notice of Allowability

Application No.

10/692,435

Examiner

MICHAEL C. LAI

Applicant(s)

TAYLOR ET AL.

Art Unit

2457

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to amendment filed on 2/17/2009 and Request for Continued Examination filed on 5/13/2009.

2. ☒ The allowed claim(s) is/are 1,2,4,5,7,10,12-19,21-23,25 and 28.

3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) ☐ All b) ☐ Some* c) ☐ None of the:

1. ☐ Certified copies of the priority documents have been received.

2. ☐ Certified copies of the priority documents have been received in Application No. ____.

3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: ____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.

5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.

(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached

1) ☐ hereto or 2) ☐ to Paper No./Mail Date ____.

(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date ____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).

6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)

2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date ____

4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

5. ☐ Notice of Informal Patent Application

6. ☒ Interview Summary (PTO-413),
Paper No./Mail Date 6/25/2009.

7. ☒ Examiner's Amendment/Comment

8. ☐ Examiner's Statement of Reasons for Allowance

9. ☐ Other ____.

/YVES DALENCOURT/
Primary Examiner, Art Unit 2457

DETAILED ACTION

This office action is responsive to amendment filed on 2/17/2009 and Request for Continued Examination filed on 5/13/2009.

Continued Examination Under 37 CFR 1.114

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 5/13/2009 has been entered.

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Kenneth R. Eiferman on 6/25/2009.

The application has been amended as follows:

- In claim 1, between lines 4 and 5, please insert a new line with the phrase "authenticating the web-enabled device;"
- In claim 1, line 5, after the term "server" and before ";", please insert the phrase ", the list including only content that is accessible to the web-enabled

device and that was stored at the storage by the user or by an associate of the user from the content available at the fax server".

- In claim 1, please delete line 6 with the phrase "authenticating the web-enabled device, prior to generating the list;".
- In claim 1, lines 7-9, after the term "the web-enabled device", please delete ", the list including only content that is accessible to the authenticated web-enabled device and that was stored at the storage by the user or by an associate of the user from all the content available at the fax server".
- In claim 1, lines 10-11, after the term "list", please delete " of accessible content at the web- enabled device".
- In claim 1, line 15, after the term "devices" and before the term "not", please insert ", ,".
- In claim 1, line 15, after the term "device" and before the term "which", please insert ", ,".
- In claim 5, line 2, please replace the term "device" with "devices".
- In claim 13, line 16, please replace the term "associated to" with "associated with".
- In claim 18, line 14, please delete the phrase "a communications network between the device and the fax server;".
- Please cancel claims 26 and 27.

Allowable Subject Matter

Claims 1, 2, 4, 5, 7, 10, 12-19, 21-23, 25 and 28 are allowable based on applicant's Amendments/Remarks filed on 2/17/2009 and examiner's Amendment filed on 6/25/2009.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael C. Lai whose telephone number is (571) 270-3236. The examiner can normally be reached on M-F 8:30 - 5:00 EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ario Etienne can be reached on (571) 272-4001. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Michael C. Lai
25JUN2009

/YVES DALENCOURT/
Primary Examiner, Art Unit 2457